

ORDINANCE NO. 083-027

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AS HERETOFORE AMENDED, SO AS TO REVOKE ORDINANCE NO. 680 THEREIN GRANTING A SPECIAL USE PERMIT FOR A RESTAURANT AND THE SALE OF ALCOHOLIC BEVERAGES ON APPLICATION FROM DIANA CHENG (HUNAN'S CHINESE RESTAURANT) ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF BELT LINE ROAD AND RUNYON ROAD; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the Town of Addison, Texas, by making application for the same with the Planning and Zoning Commission of the Town of Addison, Texas as required by State Statutes and the zoning ordinance of the Town of Addison, Texas and all the legal requirements, conditions and prerequisites having been complied with, the case having come before the City Council of Addison, Texas after all legal notices, requirements, conditions and prerequisites having been complied with; and

WHEREAS, the City Council of the Town of Addison, Texas does find that there is a public necessity for the zoning change, that the public demands it, that the public interest clearly requires the amendment, and it is in the best interest of the public at large, the citizens of the Town of Addison, and helps promote the general welfare and safety of this community, now, therefore

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BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, be, and the same is hereby amended by amending the Zoning Map of the Town of Addison, Texas, so as to terminate Special Use Ordinance No. 680. Said Special Use Permit shall be terminated on the following described property, to-wit:

Being situated in the David Myers Survey, Abstract No. 923, Dallas County Texas, and being Duncan's Addition, an addition to the City of Addison as per the plat thereof recorded in Volume 79058, Page 1912, Map Records, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at the intersection of the north line of Belt Line Road (100' R.O.W.) and the east line of Runyon Road (60' R.O.W.)'

THENCE North 00°08'05" East and along the east line of Runyon Road a distance of 175.00 feet to a point for corner;

THENCE South 89°51'55" East, a distance of 230.0 feet to a point for corner;

THENCE South 00°08'05" West, a distance of 175.00 feet to a point for corner;

THENCE North 89°51'55" West along the north line of Belt Line Road a distance of 230.0 feet to the POINT OF BEGINNING and containing approximately 40,250 square feet or 0.924 acres of land.

SECTION 2. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense and that each day such violation shall continue to exist shall constitute a separate offense.

SECTION 3. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of this ordinance as a whole.

SECTION 4. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 5. Whereas, the above described property required that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare of the City and creates an urgency and an emergency for the preservation of the public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of the caption as the law in such cases provides.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,
TEXAS on this the 26 day of April, 1983.

MAYOR 

ATTEST:

Jacque Kruse
CITY SECRETARY

JK/rs